

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

SYNTHES, INC., SYNTHES USA HQ, INC.,
SYNTHES USA, LLC, SYNTHES USA SALES,
LLC, and SYNTHES USA PRODUCTS, LLC,

Plaintiffs,

v.

EMERGE MEDICAL, INC., JOHN P.
MAROTTA, ZACHARY W. STASSEN, ERIC
BROWN, and CHARLES Q. POWELL

Defendants.

CIVIL ACTION

NO. 11-1566

FILED
JUN 12 2014
MICHAEL E. KUNZ, Clerk
by _____ Dep. Clerk

EMERGE MEDICAL, INC. ,

Counterclaim-Plaintiff,

v.

SYNTHES, INC., SYNTHES USA HQ, INC.
SYNTHES USA, LLC, SYNTHES USA SALES,
LLC, and SYNTHES USA PRODUCTS, LLC,

Counterclaim-Defendants.

ORDER

AND NOW, this 12th day of *June*, 2014, it is hereby **ORDERED** that the Court's Order dated June 5, 2014 (Docket No. 244-4) shall be **AMENDED** as follows:

1. Paragraph 2(a) shall read:

- “a. As to the Assignment Provision in the Non-Disclosure Agreement:
- i. Defendants' Motion for Summary Judgment is **GRANTED**;
 - ii. Plaintiffs' Motion for Summary Judgment is **DENIED**; and
 - iii. **JUDGMENT IS ENTERED** in favor of Defendants and against Plaintiffs on this claim.”

2. Paragraph 7 shall read:

“7. With respect to Count VIII of the Amended Complaint alleging False Advertising under the Lanham Act, it is hereby **ORDERED** that Plaintiffs’ Motion for Summary Judgment is **DENIED**.”

It is so **ORDERED**.

BY THE COURT:



RONALD L. BUCKWALTER, S.J.